

Edward English }
 ag^t }
 Jn^o Stanesby Ad^r }
 Caesar Prince }

Liber N N

W^m Doning & Comp^a } Garret VanSweringen late of S^t Maryes Citty p. 489
 ag^t } in the Province of Maryland Innholder, other-
 Garret VSweringen } wise called Garret Van Sweringen of the
 County of S^t Maryes in the said Province was

Sumoned to Answer unto W^m Donning & Comp^a of the Citty of
 Bristoll in the Kingdome of England M^rchants of a plea that he
 render unto them the full & just Sume or quantity of forty thousand
 pounds of good sound m^rchantable tobacco & caske which to them
 he oweth and unjustly detaineth

And whereupon the said W^m Donning by Robert Ridgely his
 Attorney saith, that whereas the said Garret Van Sweringen the
 sixteenth day of february in the three & fortieth yeare of the
 Dominion of the late right noble Lord Caecilius &c Annoq̄ Doni one
 thousand six hundred seventy foure by his certaine writing Obliga-
 tory sealed with the Seale of him the said Garret & here in Court
 produced whose date is the day & yeare aforesaid did acknowledge
 himselfe to be holden & firmly bound unto the said W^m Donning &
 Comp^a in the full & just Sume or quantity of forty thousand pounds
 of good sound M^rchantable tobacco in caske to be paid to the said
 W^m Donning and Comp^a or to their heyres Ex^{rs} Adm^{rs} or assignes
 To the which paym^t well & truely to be made the said Garret did
 binde himselfe his heyres Ex^{rs} & Adm^{rs} in the whole & for the whole
 firmly by those p^rsents Notwithstanding which the said Garret the
 said sume of forty thousand pounds of tobacco to them the said
 W^m & Comp^a although often thereunto required according to the
 tenour of the said writing obligatory hath not paid, but the same
 to pay hath refused & denyed, & to pay the same as yet doth refuse
 & deny, whereupon the said W^m & Comp^a say they are damnified &
 have losse to the Value of fifty thousand pounds of tobacco & there-
 upon they produce their suite

And the aforesaid Garret Van Sweringen by Robert Carvile his
 Attorney cometh & defendeth the force & injury when &c and the
 said Garret prayeth the hearing of the writing obligatory aforesaid
 & itt is read unto him, he also prayeth the heareing of the Condiçõn
 of the same writing obligatory & itt is read unto him in those words
 Viz^t The Condiçon of this Obligacon is such, that if the above
 bounden Richard Moy his heyres Exrs or Adm^{rs} shall pay or cause
 to be paid unto the said W^m Donning & Comp^a their heyres Ex^{rs}
 Adm^{rs} or assignes att some convenient place in Potomock River in
 the said Province on the tenth day of Octob^r which shall be in the
 yeare of our Lord One thousand six hundred seventy five the full &
 just sume of tenn thousand pounds of good sound M^rchantable